

ASSEMBLY BILL

No. 587

Introduced by Assembly Member Karnette

February 21, 2007

An act to amend Section 5066 of the Vehicle Code, relating to antiterrorism.

LEGISLATIVE COUNSEL'S DIGEST

AB 587, as introduced, Karnette. Antiterrorism: Office of Emergency Services: report.

Existing law requires the Department of Motor Vehicles to make available for issuance the California memorial license plate. Additional fees other than the base fees are required for the issuance, renewal, retention, or transfer of California memorial license plates. Existing law requires 85% of the additional revenue derived from the issuance, renewal, transfer, and substitution of California memorial license plates to be deposited in the Antiterrorism Fund. Upon appropriation by the Legislature, $\frac{1}{2}$ of the money in the fund is required to be allocated to the Office of Emergency Services to be used solely for antiterrorism activities.

This bill would require the office of Emergency Services to annually report to the Legislature, on March 1 of each year, how the office complies with, administers, and plans to comply with and administer that requirement.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Section 5066 of the Vehicle Code is amended to read:

5066. (a) The department, in conjunction with the *Department of the* California Highway Patrol, shall design and make available for issuance pursuant to this article the California memorial license plate. Notwithstanding Section 5060, the California memorial license plate may be issued in a combination of numbers or letters, or both, as requested by the applicant for the plates. A person described in Section 5101, upon payment of the additional fees set forth in subdivision (b), may apply for and be issued a set of California memorial license plates.

(b) In addition to the regular fees for an original registration or renewal of registration, the following additional fees shall be paid for the issuance, renewal, retention, or transfer of the California memorial license plates authorized pursuant to this section:

(1) For the original issuance of the plates, fifty dollars (\$50).

(2) For a renewal of registration of the plates or retention of the plates, if renewal is not required, forty dollars (\$40).

(3) For transfer of the plates to another vehicle, fifteen dollars (\$15).

(4) For each substitute replacement plate, thirty-five dollars (\$35).

(5) In addition, for the issuance of an environmental license plate, as defined in Section 5103, the additional fees required pursuant to Sections 5106 and 5108 shall be deposited proportionately in the funds described in subdivision (c).

(c) The department shall deposit the additional revenue derived from the issuance, renewal, transfer, and substitution of California memorial license plates as follows:

(1) Eighty-five percent in the Antiterrorism Fund, which is hereby created in the General Fund.

(A) (i) Upon appropriation by the Legislature, one-half of the money in the fund shall be allocated by the Controller to the Office of Emergency Services to be used solely for antiterrorism activities. The office shall not use more than 5 percent of the money appropriated to it for administrative purposes.

(ii) *The Office of Emergency Services shall annually report to the Legislature how the office complies with, administers, and*

1 *plans to comply with and administer the requirements of clause*
2 *(i). The Office of Emergency Services shall submit the report to*
3 *the Legislature on March 1 of each year with the report required*
4 *by paragraph (3) of subdivision (c) of Section 8879.23 of the*
5 *Government Code.*

6 (B) Upon appropriation by the Legislature in the annual Budget
7 Act or in another statute, one-half of the money in the fund shall
8 be used solely for antiterrorism activities.

9 (2) Fifteen percent in the California Memorial Scholarship Fund,
10 which is hereby established in the General Fund. Money deposited
11 in this fund shall be administered by the Scholarshare Investment
12 Board, and shall be available, upon appropriation in the annual
13 Budget Act or in another statute, for distribution or encumbrance
14 by the board pursuant to Article 21.5 (commencing with Section
15 70010) of Chapter 2 of Part 42 of the Education Code.

16 (d) The department shall deduct its costs to administer, but not
17 to develop, the California memorial license plate program. The
18 department may utilize an amount of money, not to exceed fifty
19 thousand dollars (\$50,000) annually, derived from the issuance,
20 renewal, transfer, and substitution of California memorial license
21 plates for the continued promotion of the California memorial
22 license plate program of this section.

23 (e) For the purposes of this section, “antiterrorism activities”
24 means activities related to the prevention, detection, and emergency
25 response to terrorism that are undertaken by state and local law
26 enforcement, fire protection, and public health agencies. The funds
27 provided for these activities, to the extent that funds are available,
28 shall be used exclusively for purposes directly related to fighting
29 terrorism. Eligible activities include, but are not limited to, hiring
30 support staff to perform administrative tasks, hiring and training
31 additional law enforcement, fire protection, and public health
32 personnel, response training for existing and additional law
33 enforcement, fire protection, and public health personnel, and
34 hazardous materials and other equipment expenditures.

35 (f) Beginning January 1, 2007, and each January 1 thereafter,
36 the department shall determine the number of currently outstanding
37 and valid California memorial license plates. If that number is less

- 1 than 7,500 in any year, then the department shall no longer issue
- 2 or replace those plates.

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